

*Dé Céadaoin, 19 Deireadh Fómhair, 2011*  
*Wednesday, 19th October, 2011*

10.30 a.m.

---

RIAR NA hOIBRE  
*Order Paper*

---

GNÓ POIBLÍ  
*Public Business*

---

1. (l) Bille an Bhainc Ceannais agus na bhForas Creidmheasa (Réiteach) (Uimh. 2), 2011 [*Dáil*] — An Coiste.  
 (a) Central Bank and Credit Institutions (Resolution) (No. 2) Bill 2011 [*Dáil*] — Committee.
- 

*Tairiscint:*

*Motion:*

2. “Go gcomhthoílíonn Seanad Éireann, de bhun fho-alt 2<sup>o</sup> d’alt 2 d’Airteagal 25 den Bhunreacht, leis an Rialtas in achainí chun an Uachtaráin go gcuirfidh sí a lámh leis an mBille an Bhainc Ceannais agus na bhForas Creidmheasa (Réiteach) (Uimh. 2), 2011, ar dháta is luaithe ná an cúigiú lá tar éis an dáta a thairgfear an Bille di.

That, pursuant to subsection 2<sup>o</sup> of section 2 of Article 25 of the Constitution, Seanad Éireann concurs with the Government in a request to the President to sign the Central Bank and Credit Institutions (Resolution) (No. 2) Bill 2011 on a date which is earlier than the fifth day after the date on which the Bill shall have been presented to her.”.

—*Senator Maurice Cummins.*

---

3. An Bille um Chuntais Dhíomhaoine (Leasú), 2011 — Ordú don An Coiste.  
 Dormant Accounts (Amendment) Bill 2011 — Order for Committee.
- 

*Bille (atógáil) (0.02 n. fágtha):*

*Bill (resumed) (0.02 m. remaining):*

4. An Bille um Chlárú Uachtanna, 2011 — An Dara Céim (*atógáil*).  
 Registration of Wills Bill 2011 — Second Stage (*resumed*).

—*Senator Terry Leyden.*

---

5. An Bille um Thrédhearacht GNBS, 2011 — An Dara Céim.  
 NAMA Transparency Bill 2011 — Second Stage.

—*Senators Mark Daly, Darragh O’Brien, Diarmuid Wilson.*

---

*Tíolactha:*

*Presented:*

- 6.** An Bille um Dhlínse Cúirteanna agus Forghníomhú Breithiúnas (Leasú), 2011 — Ordú don Dara Céim.  
Jurisdiction of Courts and Enforcement of Judgments (Amendment) Bill 2011 — Order for Second Stage.

Bille dá ngairtear Acht do thabhairt éifeacht don Choinbhinsiún maidir le dlínse agus maidir le haithint agus forghníomhú breithiúnas in ábhair shibhialta agus thráchtála arna shíniú in Lugano an 30ú lá de Dheireadh Fómhair, 2007 agus arna chríochnú thar ceann an Chomhphobail Eorpaigh de bhun Chinneadh 2009/430/CE1 ón gComhairle, agus chun na críche sin do leasú an Achta um Dhlínse Cúirteanna agus Forghníomhú Breithiúnas, 1998 agus an Achta Cothabhála, 1994 agus do dhéanamh socrú i dtaobh nithe gaolmhara.

Bill entitled an Act to give effect to the Convention on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters signed at Lugano on the 30th day of October 2007 and concluded on behalf of the European Community pursuant to Council Decision 2009/430/EC1, and for that purpose to amend the Jurisdiction of Courts and Enforcement of Judgments Act 1998 and the Maintenance Act 1994 and to provide for related matters.

—*Senator Maurice Cummins.*

- 7.** An Bille um Príobháideacht, 2006 — Ordú don Dara Céim.  
Privacy Bill 2006 — Order for Second Stage.

Bille dá ngairtear Acht do dhéanamh socrú maidir le Tort arb éard é Príobháideacht a Shárú; agus do dhéanamh socrú i dtaobh nithe a bhaineann leis an méid sin.

Bill entitled an Act to provide for a Tort of Violation of Privacy; and to provide for matters connected therewith.

—*Senator Maurice Cummins.*

- 8.** An Bille Staidrimh (Leasú i leith Oidhreachta), 2011 — Ordú don Dara Céim.  
Statistics (Heritage Amendment) Bill 2011 — Order for Second Stage.

Bille dá ngairtear Acht do leasú an Achta Staidrimh, 1993, i ndáil leis an gcéad daonáireamh ar Éirinn a rinneadh ó bunaíodh an Stát; do thabhairt stádas oidhreachta speisialta don daonáireamh sin agus do chur faoi deara é a chur ar fáil don phobal le haghaidh taighde ginealais, staire agus taighde eile.

Bill entitled an Act to amend the Statistics Act 1993, in relation to the first census of population of Ireland taken since the establishment of the State; to afford that census a special heritage status and to have such released to the public for genealogical, historical and other research.

—*Senator Labhrás Ó Murchú.*

- 9.** An Bille Ombudsman (Leasú), 2008 [*Dáil*] — An Dara Céim.  
Ombudsman (Amendment) Bill 2008 [*Dáil*] — Second Stage.

- 10.** An Bille um Leas Cúnna, 2011 [*Dáil*] — An Dara Céim.  
Welfare of Greyhounds Bill 2011 [*Dáil*] — Second Stage.

11. Bille na nAltraí agus na gCnáimhseach 2010 [*Dáil*] — An Dara Céim.  
Nurses and Midwives Bill 2010 [*Dáil*] — Second Stage.
- 

12. An Bille Cróinéirí, 2007 — An Coiste.  
Coroners Bill 2007 — Committee.
- 

13. An Bille um Cháilíochtaí agus Dearbhú Cáilíochta (Oideachas agus Oiliúint), 2011 — An Coiste.  
Qualifications and Quality Assurance (Education and Training) Bill 2011 — Committee.
- 

*Tairiscintí:*

*Motions:*

14. “Go ndéanann Seanad Éireann athdhearbhú ar thacaíocht Rialtas na hÉireann agus an phobail, atá ann le fada, le Stát Palaistíneach a bhunú de réir na dteorainneacha a bhí ar Iosrael roimh 1967 maille le hiomlaoidí talún arna gcomhaontú go frithpháirteach, agus tacaíonn sé le hiarrachtaí leanúnacha an Rialtais, i dteannta comhpháirtithe AE agus comhpháirtithe idirnáisiúnta, chun a réadú a luaithe is féidir a chur chun cinn, trí athchromadh ar phléití síochána díreacha idir taobh na nIosraelach agus taobh na bPalaistíneach a bheidh dírithe ar réiteach caibidlíthe cuimsitheach dhá Stát ar an gcoinbhleacht ar bhonn na bparaiméadar atá leagtha amach i dTátail Chomhairle Gnóthaí Eachtracha AE, Nollaig, 2009, Nollaig, 2010 agus Bealtaine, 2011 agus go hiomlán de réir rúin iomchuí na Comhairle Slándála, Phrionsabail Mhaidrid, Threochlár 2004, comhaontuithe a rinne an dá pháirtí roimhe seo agus an Tionscnaimh Síochána Arabaigh.

That Seanad Éireann reaffirms the long-standing support of the Irish Government and people for the establishment of a Palestinian State, based upon Israel’s pre-1967 borders with mutually agreed land swaps, and backs the continuing efforts of the Government, in conjunction with EU and international partners, to advance its earliest possible realisation, through the resumption of direct peace talks between the Israeli and Palestinian sides aimed at achieving a comprehensive negotiated two-State resolution of the conflict on the basis of the parameters set out in the EU Foreign Affairs Council Conclusions of December, 2009, December, 2010 and May, 2011 and in full accordance with relevant Security Council resolutions, the Madrid Principles, the 2004 Roadmap, previous agreements entered into by both parties and the Arab Peace Initiative.”.

—*Senator Maurice Cummins.*

[27 July, 2011]

---

15. “Go gceadaíonn Seanad Éireann an Stát d’fheidhmiú an roghnaithe nó na rogha faoi Phrótaicál Uimh. 21 maidir le seasamh na Ríochta Aontaithe agus na hÉireann i dtaca leis an limistéar saoirse, slándála agus ceartais, atá i gceangal leis an gConradh ar an Aontas Eorpach agus leis an gConradh ar Fheidhmiú an Aontais Eorpaigh, a bheith páirteach i nglacadh agus i bhfeidhmiú an bhirt bheartaithe seo a leanas:

That Seanad Éireann approves the exercise by the State of the option or discretion under Protocol No. 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, to take part in the adoption and application of the following proposed measure:

togra le haghaidh Rialacháin ó Pharlaimint na hEorpa agus ón gComhairle lena gcruthaítear Ordú Caomhnaithe Cuntais Eorpaigh chun gnóthú fiach trasteorann a éascú in ábhair shibhialta agus tráchtála,

a proposal for a Regulation of the European Parliament and of the Council creating a European Account Preservation Order to facilitate cross border debt recovery in civil and commercial matters,

ar leagadh cóip de faoi bhráid Sheanad Éireann an 15 Lúnasa, 2011.

a copy of which was laid before Seanad Éireann on 15th August, 2011.”

—*Senator Maurice Cummins.*

**16. Tairiscintí nach ón Rialtas:**  
*Non-Government Motions:*

1. “That Seanad Éireann is keenly aware of the suffering of the families of those who died or were injured in the Dublin and Monaghan bombings and in all the atrocities that were inquired into by Judge Henry Barron; that this suffering is exacerbated by the absence of closure in these terrible tragedies; and that we support their call for co-operation by the British Government to actively participate in a process to help provide answers to the questions that remain unanswered; and that the Irish Government will continue in its efforts to urge the British Government to give urgent consideration to this matter.”

—*Senators Mary White, Darragh O’Brien, Thomas Byrne, Mark Daly, Terry Leyden, Marc MacSharry, Paschal Mooney, Brian Ó Domhnaill, Denis O’Donovan, Labhrás Ó Murchú, Ned O’Sullivan, Averil Power, Jim Walsh, Diarmuid Wilson.*

**[16 June, 2011]**

2. “That Seanad Éireann will appoint an Honorary Senator to represent the Global Irish Community Overseas.”

—*Senators Mark Daly, Diarmuid Wilson, Mary White, Darragh O’Brien, Thomas Byrne, Terry Leyden, Marc MacSharry, Paschal Mooney, Brian Ó Domhnaill, Denis O’Donovan, Labhrás Ó Murchú, Ned O’Sullivan, Averil Power, Jim Walsh.*

**[28 June, 2011]**

3. “That Seanad Éireann calls on the Minister for Health and the Government to honour its pre-election commitments and ensure the continuation of the existing twenty-four hour a day, seven day a week, Accident and Emergency services at Roscommon County Hospital.”

—*Senators Terry Leyden, Diarmuid Wilson, Darragh O’Brien, Thomas Byrne, Mark Daly, Marc MacSharry, Paschal Mooney, Brian Ó Domhnaill, Denis O’Donovan, Labhrás Ó Murchú, Ned O’Sullivan, Averil Power, Jim Walsh, Mary White.*

**[6 July, 2011]**

4. “That Seanad Éireann calls on the Irish Government to formally recognise a Palestinian State at the UN General Assembly meeting in September 2011 and that such a state would be based upon Israel’s pre-1967 borders with mutually agreed land swaps.”

—*Senators Darragh O’Brien, Diarmuid Wilson, Ned O’Sullivan, Denis O’Donovan, Marc MacSharry, Labhrás Ó Murchú, Brian Ó Domhnaill, Paschal Mooney, Terry Leyden, Thomas Byrne, Jim Walsh, Averil Power, Mark Daly, Mary White, Jillian van Turnhout, Marie Louise O’Donnell, Fiach Mac Conghail, Katherine Zappone, David Norris, Trevor Ó Clochartaigh, Kathryn Reilly, David Cullinane.*

**[26 July, 2011]**

5. “That Seanad Éireann discuss and reject outright the Government’s proposals to introduce a septic tank charge or registration fee on rural households.”

—*Senators Brian Ó Domhnaill, Darragh O’Brien, Thomas Byrne, Mark Daly, Terry Leyden, Marc MacSharry, Paschal Mooney, Denis O’Donovan, Labhrás Ó Murchú, Ned O’Sullivan, Averil Power, Jim Walsh, Mary White, Diarmuid Wilson.*

**[14 September, 2011]**

6. “That Seanad Éireann:

- recognises that Army barracks are an integral part of the local economy in the towns in which they are based;
- affirms and supports the crucial role that soldiers and their families play in the fabric of the local communities where they are stationed;
- acknowledges the consolidation of Army barracks in recent years due to the changed security situation in Northern Ireland and the consequent reinvestment of funds to fully modernise the Defence Forces;
- notes with deep concern reports of the imminent closure of a number of barracks across Ireland such as the Dún Uí Néill Barracks, Cavan, Columb Barracks, Mullingar, Kickham Barracks, Clonmel, Stephens Barracks, Kilkenny and the Military Barracks, Castlebar;
- opposes the closure of Dún Uí Néill Barracks, Cavan, Columb Barracks, Mullingar, Kickham Barracks, Clonmel, Stephens Barracks, Kilkenny, the Military Barracks, Castlebar, and any further Army barracks across the country;
- condemns the Minister for Defence’s refusal to rule out the closure of any Army barracks throughout the country, regardless of its integral role in the local area;
- further recognises that towns throughout the country are under immense pressure due to the current economic climate and need to be supported;
- further acknowledges investment into the infrastructure of Army barracks across Ireland in recent years;
- confirms that as a result of previous consolidation and investment no further Army barrack closures are necessary; and
- opposes the gradual closure of further Army barracks through a reduction of personnel numbers stationed in them.”

—*Senators Diarmuid Wilson, Darragh O’Brien, Denis O’Donovan, Thomas Byrne, Mark Daly, Terry Leyden, Marc MacSharry, Paschal Mooney, Brian Ó Domhnaill, Labhrás Ó Murchú, Ned O’Sullivan, Averil Power, Jim Walsh, Mary White.*

**[13 October, 2011]**

*Leasuíthe:*

*Amendments:*

1. To delete all words after “That” and substitute the following:

“Seanad Éireann

- notes that the previous Government recognised the substantial benefits for the Defence Forces of barrack consolidation by implementing two separate programmes involving the closure of ten barracks throughout the country;
- accepts that the estimates for Defence for 2011, decided upon by the previous Government, necessitate a reduction in the strength of the Defence Forces and other substantial economies;

- acknowledges that the previous Government's carelessness and complacency in managing the economy has caused an extremely difficult economic situation and that the reduced resources that are available to the Defence Forces must now be prioritised to ensure their operational capability both at home and overseas is not put at risk;
- accepts that Government must make difficult choices in the national interest and deplors the glaring inconsistency of opposing necessary decisions on barrack consolidation for short-term political advantage;
- supports the Government's comprehensive plans to tackle the economic crisis and notes that these plans are now bearing fruit; and
- accepts that reform and reorganisation of the public service including the effective use of State assets is a key element of these plans."

—*Senator Maurice Cummins.*

2. To delete all words after "Seanad Éireann" and substitute the following:

- “— fully recognises that Irish Defence Forces barracks and Garda stations are an integral part of the local economy in the towns in which they are based;
- affirms the vital community safety role played by local Garda stations;
  - affirms and supports the crucial role that Irish Defence Forces soldiers, Gardaí and their families play in the fabric of the local communities;
  - acknowledges the consolidation of Irish Defence Forces barracks in recent years due to the changed security situation and the consequent reinvestment of funds to fully modernise the Defence Forces;
  - notes with deep concern reports of the imminent closure of a number of Irish Defence Forces barracks and the potential closure of Garda Stations across the state;
  - opposes the closure of Dún Uí Néill Barracks, Cavan, Columb Barracks, Mullingar, Kickham Barracks, Clonmel, Stephens Barracks, Kilkenny, the Military Barracks, Castlebar, and any further Irish Defence Forces barracks across the country;
  - condemns the Minister for Defence's refusal to rule out the closure of any Irish Defence Forces barracks or Garda stations throughout the country, regardless of the integral role they play in local communities;
  - further recognises that towns throughout the country are under immense pressure due to the current economic climate and need to be supported;
  - further acknowledges investment into the infrastructure of Irish Defence Forces barracks across Ireland in recent years;
  - confirms that as a result of previous consolidation and investment no further Irish Defence Forces barrack closures are necessary; and
  - opposes the gradual closure of further Irish Defence Forces barracks or Garda Stations through a reduction of personnel numbers stationed in them.”

—*Senators Kathryn Reilly, David Cullinane, Trevor Ó Clochartaigh.*

---

17. An Seanad a chur ar athló.  
Adjournment of the Seanad.

---

BILLÍ SEANAID SA DÁIL  
*Seanad Bills with the Dáil*

An Bille um Sheirbhísí Maoine (Rialáil), 2009.  
Property Services (Regulation) Bill 2009.

---

An Bille um Chonarthaí Foirgníochta, 2010.  
Construction Contracts Bill 2010.

---

An Bille Meabhair-Shláinte (Leasú), 2008  
(*athraithe ó*) An Bille Meabhair-Shláinte (Bearta Ainneonacha) (Leasú), 2008.  
Mental Health (Amendment) Bill 2008  
(*changed from*) Mental Health (Involuntary Procedures) (Amendment) Bill 2008.

---

An Bille um Cheartas Coiriúil (Ciorrú Ball Giniúna Baineann), 2011.  
Criminal Justice (Female Genital Mutilation) Bill 2011.

---

An Bille um Thrácht ar Bhóithre (Uimh. 2), 2011.  
Road Traffic (No. 2) Bill 2011.

---

MEMORANDA

*Dé Céadaoin, 19 Deireadh Fómhair, 2011.  
Wednesday, 19th October, 2011.*

Cruinniú den Chomhchoiste um Poist, Coimirce Shóisialach agus Oideachas i Seomra Coiste 3, TL2000, ar 9.30 a.m.  
Meeting of the Joint Committee on Jobs, Social Protection and Education in Committee Room 3, LH2000, at 9.30 a.m.

---

Cruinniú den Chomhchoiste um Dhlí agus Ceart, Cosaint agus Comhionannas i Seomra Coiste 2, TL2000, ar 9.30 a.m.  
Meeting of the Joint Committee on Justice, Defence and Equality in Committee Room 2, LH2000, at 9.30 a.m.

---

Cruinniú den Chomhchoiste um Airgeadas, Caiteachas Poiblí agus Athchóiriú i Seomra Coiste 4, TL2000, ar 1 p.m.  
Meeting of the Joint Committee on Finance, Public Expenditure and Reform in Committee Room 4, LH2000, at 1 p.m.

---

Cruinniú den Chomhchoiste um Ghnóthaí Eachtracha agus Trádáil i Seomra Coiste 3, TL2000, ar 4 p.m.  
Meeting of the Joint Committee on Foreign Affairs and Trade in Committee Room 3, LH2000, at 4 p.m.

---

Cruinniú de Choiste Feidhmiúcháin an Chumainn Pharlaimintigh sa Seomra Agallaimh, An Príomh-Halla, Teach Laighean, ar 5.30 p.m. (*Príobháideach*)  
 Meeting of the Executive Committee of the Parliamentary Association, Interview Room, Main Hall, Leinster House, at 5.30 p.m. (*Private*).

---

*Déardaoin, 20 Deireadh Fómhair, 2011.*  
*Thursday, 20th October, 2011.*

Cruinniú den Chomhchoiste um Shláinte agus Leanáí i Seomra Coiste 2, TL2000, ar 11.30 a.m.  
 Meeting of the Joint Committee on Health and Children in Committee Room 2, LH2000, at 11.30 a.m.

---

Cruinniú den Chomhchoiste um Ghnóthaí an Aontais Eorpaigh i Seomra Coiste 3, TL2000, ar 11.30 a.m.  
 Meeting of the Joint Committee on European Union Affairs in Committee Room 3, LH2000, at 11.30 am

---

Cruinniú den Chomhchoiste um Ghnóthaí Eachtracha agus Trádáil i Seomra Coiste 4, TL2000, ar 2.30 p.m.  
 Meeting of the Joint Committee on Foreign Affairs and Trade in Committee Room 4, LH2000, at 2.30 p.m.

---

PÁIPÉIR A LEAGADH FAOI BHRÁID AN tSEANAID  
*Papers laid before the Seanad*

*Reachtúil:*

*Statutory:*

1) Togra le haghaidh Treorach ó Pharlaimint na hEorpa agus ón gComhairle lena leasaítear Treoir 2008/106/CE ó Pharlaimint na hEorpa agus ón gComhairle maidir leis an leibhéal íosta oiliúna do mharaithe mar aon le nóta faisnéise míniúcháin. COM (2011) 555.

1) Proposal for a Directive of the European Parliament and of the Council amending Directive 2008/106/EC of the European Parliament and of the Council on the minimum level of training of seafarers together with explanatory information note. COM (2011) 555.

2) An tOrdú um Aistrithe Airgeadais (An Libia) (Toirmeasc) (Uimh. 8), 2011 (I.R. Uimh. 529 de 2011).

2) Financial Transfers (Libya) (Prohibition) (No. 8) Order 2011 (S.I. No. 529 of 2011).

3) Ráitis faoi Chaiteachais Toghcháin/Dearbhuithe Reachtúla a fuarthas ó ghníomhairí toghcháin na n-iarrthóirí agus ó ghníomhairí náisiúnta na bpáirtithe polaitíochta agus ó “dhaoiné eile” san Olltoghchán Dála an 25 Feabhra, 2011 [arna gcur isteach in 18 gcuid].

3) Election Expenses Statements/Statutory Declarations received from election agents of candidates and national agents of political parties and “other persons” at the Dáil General Election of 25 February, 2011 [submitted in 18 parts].

4) Ráitis Síntiús/Dearbhuithe Reachtúla ó iarrthóirí nár éirigh leo san Olltoghchán Dála an 25 Feabhra, 2011 de bhun ailt 24(2)(a) agus 24(3) den Acht Toghcháin, 1997 (arna leasú) [arna gcur isteach i 4 chuid].

4) Donation Statements/Statutory Declarations of unsuccessful candidates at the Dáil General Election of 25 February, 2011, pursuant to sections 24(2)(a) and 24(3) of the Electoral Act 1997 (as amended) [submitted in 4 parts].



5) Tuarascáil ón gCoimisiún um Chaighdeán in Oifigí Poiblí do Cheann Comhairle Dháil Éireann maidir leis an Olltoghchán Dála an 25 Feabhra, 2011 [maidir le Ráitis faoi Chaiteachais Toghcháin/Dearbhuithe Reachtúla a fuarthas ó ghníomhairí toghcháin na n-iarrthóirí agus ó ghníomhairí náisiúnta na bpáirtithe polaitíochta agus ó “dhaoine eile” san Olltoghchán Dála an 25 Feabhra, 2011], de réir alt 4(1) den Acht Toghcháin, 1997, arna leasú. Deireadh Fómhair, 2011.

5) Report by the Standards in Public Office Commission to the Chairman of Dáil Éireann (Ceann Comhairle) on the Dáil General Election, 25 February, 2011 [in respect of Election Expenses Statements/ Statutory Declarations received from election agents of candidates and national agents of political parties and “other persons” and Donation Statements/ Statutory Declarations of unsuccessful candidates at the Dáil General Election of 25 February, 2011], in accordance with section 4(1) of the Electoral Act 1997, as amended. October, 2011.

*Neamhreachtúil:*

1) An tOrdú fán Acht um Sheirbhís Chúirteanna, 1998 (Alt 29(2)), 2011 (I.R. Uimh. 526 de 2011).

2) Rialacháin an Aontais Eorpaigh (An Libia) (Smachtbhannaí Airgeadais) (Uimh. 8), 2011 (I.R. Uimh. 528 de 2011).

3) Rialacha na nUaschúirteanna (Róbaí an Bhinse), 2011 (I.R. Uimh. 524 de 2011).

4) Rialacha na Cúirte Cuarda (Róbaí na mBreithiúna), 2011 (I.R. Uimh. 523 de 2011).

*Non-Statutory:*

1) Courts Service Act 1998 (Section 29(2)) Order 2011 (S.I. No. 526 of 2011).

2) European Union (Libya) (Financial Sanctions) (No. 8) Regulations 2011 (S.I. No. 528 of 2011).

3) Rules of the Superior Courts (Robes of Bench) 2011 (S.I. No. 524 of 2011).

4) Circuit Court Rules (Judges’ Robes) 2011 (S.I. No. 523 of 2011).